IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 24502 of 2004

Between:

S.Sammaiah, s/o Krishna Murthy,
R/o 2-10-114, Waddepally District Warangal.

..... PETITIONER

AND

1. The District Cooperative Officer,

Warangal, Warangal District.

2 The Government of Andhra Pradesh rep., by the
Secretary, Finance & Planning (F.W.P.C.III)
Dept., Secretariat, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to call for the records from the respondents herein and issue writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in not regularizing the services of the petitioner in the post of Sweeper/Watchman by considering his representation in terms of G.O. (P) 112 DT.23-07-1997 consequently direct the respondents to regularize the services of the petitioner in the post of Sweeper/Watchman and to pass such other order or orders

Counsel for the Petitioner: MR.P.SRIDHAR RAO

Counsel for the Respondents: GP FOR COOPERATION

The Court at the admission stage, made the following:

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 24502 of 2004

ORDER:

For not regularizing the services of the petitioner in the post of Sweeper/Watchman, the present writ petition has been filed.

2 . The learned counsel for the petitioner contended that there is a clear vacancy for the post of Sweeper/Watchman and for that purpose, the petitioner gave a representation on 28-08-2004 and the same has not been considered by the respondents.

3 . On the other hand, the learned standing counsel appearing for the respondents opposed the same on the ground that the issue relating to the questions as to whether the post of Sweeper/Watchman is vacant or not and the services of the petitioner have to be regularized or not has to be decided by the respondents in accordance with the rules and regulations.

4 . On considering the submissions made by the learned counsel for the petitioner and the learned standing counsel for the respondents, I deem it consider to dispose of the writ petition with a direction.

5 . Accordingly, the writ petition is disposed of with a direction to the respondents to consider the case of the petitioner for regularization in the post of Sweeper/Watchman in accordance with the rules and regulations governing the service conditions of the employees within a period of four weeks from the date of receipt of a copy of this order. In the circumstances, there shall be no order as to costs.

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December 29, 2004

Note:

Furnish C.C. by tomorrow.

B/o.

Kvr

To

1. The District Cooperative Officer,

   Warangal, Warangal District.

2 The Secretary, Finance and Planning (F.W.P.C.III) Dept.,
Government of Andhra Pradesh, Secretariat,
Hyderabad.

3 2 CCs to G.P. for Cooperation, High Court Buildings, Hyderabad (OUT).

4 2 C.D copies.